

BOARD OF POLICE COMMISSIONERS

Minutes of the Regular Board of Police Commissioners Meeting Thursday, August 19, 2004

The regular meeting of the Detroit Board of Police Commissioners was held on Thursday, August 19, 2004, at 3:00 p.m., at Police Headquarters, 1300 Beaubien – Rm. 328-A, Detroit, Michigan 48226.

ATTENDANCE

Board Members Present

Arthur Chairperson Blackwell, II
Erminia Ramirez
Jim Holley
Megan Norris **(ABS)**
Willie Hampton **(ABS)**

Department Personnel Present

Chief Ella M. Bully-Cummings
AC Walter Shoulders
DC Willie Burden
2nd DC Deborah Robinson
Insp. Jamie Fields
Insp. Gail Wilson-Turner
Cmdr. Ralph Godbee
Cmdr. Willie Martin
Cmdr. Craig Schwartz
Sgt. Debbie Jackson
Sgt. Karen Fairley
PO Woody
Atty. Nancy Ninowski

Board Staff Present

Dante' L. Goss, Executive Director
E. Lynise Bryant-Weekes, Personnel Director
Denise R. Hooks, Attorney/Supervising Inv.
Arnold Sheard, Interim Chief Investigator

OTHERS PRESENT

Ron Scott
Rick Jones
Marva Cochran
Atty. John Goldpaugh

RECORDERS

Jerome Adams
Kellie Williams

1. CALL TO ORDER

Vice-Chairperson Ramirez called the regular meeting of the Detroit Board of Police Commissioners to order at 3:20 p.m.

2. APPROVAL OF MINUTES

♦ Thursday, August 12, 2004

MOTION: **Comm. Holley** made the motion to approve the above Minutes.

SECOND: **Comm. Ramirez** seconded the motion.

VOTE: All in attendance voted in the affirmative.

3. REPORT FROM THE CHAIR

Chairperson Blackwell read and presented the following:

RESOLUTION HONORING ASSISTANT CHIEF WALTER E. SHOULDERS

WHEREAS On August 19, 2004, Assistant Chief Walter E. Shoulders will be celebrating thirty-six (36) years of exemplary and dedicated service to the citizens of Detroit; and

WHEREAS Walter E. Shoulders was appointed to the Detroit Police Department on August 19, 1968; and

WHEREAS Upon graduation from the Detroit Police Academy, Officer Shoulders began his career at the Second Precinct (presently the Third Precinct) as a patrolman in the original scooter patrol, later known as the Community Oriented Patrol Section; and

WHEREAS On October 11, 1974, Officer Shoulders was promoted to the rank of Sergeant and assigned to the Fifteenth Precinct (currently the Ninth Precinct) as a Patrol Supervisor. In February 1977, he transferred to the Civilian Personnel Unit of the Personnel Bureau; and

WHEREAS On December 20, 1977, Sergeant Shoulders was promoted to the rank of Lieutenant. Upon completion of Officer Candidate School, Lieutenant Shoulders was assigned to the Eleventh Precinct. In July 1981, he transferred to the Communications Operations Section where he remained until November 1981, when he was transferred back to the Civilian Personnel Unit as the Officer in Charge. In that capacity, Lieutenant Shoulders participated in union negotiations with civilian units and the various locals represented in the police department; and

WHEREAS On May 12, 1989, Lieutenant Shoulders was appointed to the rank of Inspector. As an Inspector, he served in the following capacities: Commanding Officer of the Tactical Services Section, Patrol Inspector of the Fifth Precinct and Acting Commander of the Fourth Precinct; and

WHEREAS On August 27, 1993, Inspector Shoulders was appointed to the rank of Commander. As a Commander, his assignments included the Fourth Precinct, Ninth Precinct and the Thirteenth Precinct; and

WHEREAS On July 18, 1998, Commander Shoulders was appointed to the rank of Deputy Chief and was assigned to the Eastern Operations Bureau. His responsibilities included monitoring and coordinating all patrol and investigative operations for police precincts on the eastside of the city of Detroit. He was also responsible for monitoring and coordinating the efforts of the Harbormaster Unit; and

WHEREAS On January 1, 2002, Deputy Chief Shoulders was appointed to the rank of Assistant Chief of Police and currently heads the Operations Portfolio; and

WHEREAS Assistant Chief Shoulders received a Bachelor of Science in Criminal Justice and a Master of Arts in Teaching from Wayne State University. He is also a 1990 graduate of the Northwestern University Traffic Institute School of Police Staff and Command. Assistant Chief Shoulders has also attended numerous professional and executive training seminars, both locally and nationally; and

NOW THEREFORE, BE IT

RESOLVED That the Detroit Board of Police Commissioners, speaking for the citizens of the City of Detroit and the Detroit Police Department, acknowledge the outstanding commitment and loyalty of Walter E. Shoulders. Special recognition is given to Assistant Chief Shoulders for serving over these past thirty-six (36) years without taking a single sick day. His integrity, professionalism and tireless dedication, merit our highest regard and best wishes for continued success.

We salute and congratulate you, Assistant Chief of Police Walter E. Shoulders.

DETROIT BOARD OF POLICE COMMISSIONERS

/s/ Arthur Blackwell
Chairperson

/s/ Erminia Ramirez
Vice Chairperson

/s/ Megan P. Norris
Commissioner

/s/Jim Holley
Commissioner

/s/Willie E. Hampton
Commissioner

MOTION: **Comm. Ramirez** made the motion to adopt the Resolution.

SECOND: **Comm. Holley** seconded the motion.

VOTE: All in attendance voted in the affirmative.

4. SECRETARY'S REPORT – EXECUTIVE DIRECTOR GOSS

SUSPENSIONS

Atty. John Goldpaugh stated I was provided with petitions regarding three (3) separate officers and all three requesting a suspension without pay. I would like to ask at this time that this matter be set over because we don't have a quorum today.

Exec. Dir. Goss stated at this point we have two Commissioners.

Vice-Chairperson Ramirez stated we now have two.

Atty. Goldpaugh stated however with two Commissioners, we all understand that the two? Commissioners sitting alone cannot take any actions, but they could review certain things.

Vice-Chairperson Ramirez stated that is right.

Atty. Goldpaugh stated I believe under these circumstances and the petition as they are written, I believe that it would be proper for all of the officers to have the opportunity for as many Commissioners as possible to hear the oral arguments because each and every one of them is different. However, none of them deals with a felony warrant being issued, which obviously, I would not be addressing. So I am asking that these not be heard today and we can reschedule them at an appropriate time.

Exec. Dir. Goss stated actually we can read the arguments and you can reserve your arguments at a later date, but they need to be read into the record today.

Atty. Goldpaugh stated the reason why I say that it is my understanding that even if I reserve the arguments, then your statement would be unless they do not concur the suspensions will take effect. My position is that the suspensions could not take effective today.

Exec. Dir. Goss stated correct.

Atty. Goldpaugh stated that is what the request is, the suspension without pay could not take effect today because there aren't enough Commissioners here to even not concur or concur.

Exec. Dir. Goss stated if the Commissioners choose to contravene, these two Commissioners could contravene it right now and it would not stand.

Atty. Goldpaugh stated that is correct.

Exec. Dir. Goss stated right.

Atty. Goldpaugh stated that is correct, they could, but...

Exec. Dir. Goss stated but they have that option.

Atty. Goldpaugh stated it is actually there is no other way around, we can't argue it one way....

Exec. Dir. Goss stated that is why you reserve your arguments and then if two or three more Commissioners are here, they have an opportunity to contravene at that time also. Right now, they won't be suspended without pay

because we do not have four Commissioners. I would suggest that you reserve your arguments until next week, when we have the other two Commissioners, to be able to contravene it or not.

Atty. Goldpaugh stated okay, that is what I wanted to make sure of, is that...

Comm. Holley stated it is the same results.

Atty. Goldpaugh asked nothing is going to happen today, as far as money?

Exec. Dir. Goss stated no.

Vice-Chairperson Ramirez stated right, I understand what you are saying.

Exec. Dir. Goss stated no, because we need two more people.

Atty. Goldpaugh stated right, I understand that. He asked if he could reserve his right to argue to the entire Board in two weeks, with the understanding or if it does come down to that time, they would at least take that into consideration because I won't be in town next week.

Exec. Dir. Goss stated I believe Nancy Ninowski will be out for two weeks, so it would have to be on September 10, 2004 (sic).

Atty. Goldpaugh stated okay, if that is the date, then we could work that out. That is fine.

Exec. Dir. Goss stated okay.

Atty. Goldpaugh stated I just want to make sure that... there comes a point in time when we don't have that.

Comm. Holley asked does that mean that this person is extended three weeks of employment.

Exec. Dir. Goss stated it means when Comm. Blackwell, Comm. Hampton or Comm. Norris come in next week and they have read the Minutes and they have agreed to the suspension, it would go for next week. We have the right for arguments to contravene two weeks from next week.

Comm. Holley asked so the arguments does not have any....In other words, me listening to the arguments is not suppose to help me decide what I am going to do?

Atty. Goldpaugh stated yes it is, that is exactly it.

Comm. Holley asked how am I to...?

Vice-Chairperson Ramirez stated we can hear it and if we want to contravene it, we can contravene it, for now if we wanted to.

Exec. Dir. Goss stated right now.

Vice-Chairperson Ramirez stated since you are not going to be here next week and since Nancy Ninowski, I don't know I have not heard from Nancy.

Comm. Holley asked in your opinion which serves justice to the citizen as well to the.... How do we get grace and law at the same time here? Because if you extend it for three weeks, then a person is being giving an extension on something that we may feel like needs to be suspended.

Vice-Chairperson Ramirez stated this is past practice and we can still read it into the record and until we have a quorum we can....

Atty. Goldpaugh stated that is correct.

Vice-Chairperson Ramirez stated you don't have to do arguments today, but we can still read it into the record and that is what I would like to do.

Atty. Goldpaugh stated I would defer to Exec. Dir. Goss's comments about not reading all of it, that's fine with me.

Atty. Nancy Ninowski stated my position is that you could read those documents/petitions into the record today. In terms of availability, I am available next week, which I believe is the 27th. Valerie Colbert is available on September 3, 2004 (sic), in my stead and I will be available any time after that until Thanksgiving.

Vice-Chairperson Ramirez stated we appreciate that somebody is in your place/stead, when you are not here.

On August 19, 2004, **Police Officer Maliak Jones**, badge 3706, assigned to the Thirteenth Precinct, was suspended without pay by Chief Ella M. Bully-Cummings.

On August 11, 2004, the Professional Accountability Bureau, Internal Affairs Section was notified of an allegation of misconduct on the part of Officer Maliak Jones. More specifically, the allegation concerned unjustified and/or excessive use of force against a citizen.

As a result, the Internal Affairs Section initiated an investigation, which revealed the following:

On August 11, 2004, at approximately 7:00 p.m., Officer Jones was off-duty when she and her friend arrived at a residence, located on Buena Vista, within the city of Detroit. At that time, Officer Jones' friend became involved in a verbal altercation with her former husband (hereinafter the victim). As the verbal confrontation escalated, Officer Jones stepped in, grabbed the victim by the chest and stated words to the effect, "Bitch, I will fuck you up." As Officer Jones and the victim continued to struggle, Officer Jones pulled her Detroit Police Department issued firearm (hereinafter DPD firearm), pointed her DPD firearm at the victim and stated, "Bitch, I'll shoot you." Eventually, upon prompting from her friend, Officer Jones put her weapon away. The victim then grabbed Officer Jones' car key, ran into the house, locked the door, and called the police.

There were several independent witnesses to the incident who were able to confirm the events as described herein.

On August 12, 2004, a warrant request was presented to the Wayne County Prosecutor's Office for "Felony Assault," contrary to MCL 750.82, the result of which is pending. Felony Assault is a felony punishable by four (4) years in prison and/or a fine of \$2,000.00.

Based on the above circumstances, it is recommended that Officer Jones be charged with, but not limited to the following violation of the Detroit Police Department Rules and Regulations:

CHARGE: CONDUCT UNPROFESSIONAL; CONTRARY TO THE LAW ENFORCEMENT CODE OF ETHICS, THIS BEING IN VIOLATION OF THE DETROIT POLICE DEPARTMENT MANUAL, SERIES 100, DIRECTIVE 102.3-5.7, CONDUCT UNBECOMING AN OFFICER, COMMAND 3.

Unless contravened by this Commission, the above suspension without pay will stand.

Exec. Dir. Goss stated oral arguments will waived for two weeks.
There were no contravention's to the above suspension without pay.

On August, 19, 2004, **Police Officer Christopher Kennedy**, badge 3666, assigned to the Sixth Precinct, was suspended without pay by Chief Ella M. Bully-Cummings.

On August 19, 2004, the Professional Accountability Bureau, Internal Affairs Section was notified of an allegation of misconduct on the part of Officer Christopher Kennedy. More specifically, the allegation concerned Officer Kennedy's sentence to serve 93 days in the Wayne County Jail for violation of probation.

As a result, the Internal Affairs Section initiated an investigation, which revealed the following:

On June 26, 2004, at approximately 8:00 p.m., Officer Kennedy was at his girlfriend's (hereinafter victim) home, located within the city of Detroit. As that time, a verbal argument ensued. During the course of the verbal argument, Officer Kennedy grabbed the victim by her arms and forced her into his vehicle, whereupon he drove in and around the victim's neighborhood, eventually making his way to the Detroit Metropolitan Airport (hereinafter Metro Airport). During the course of travel, Officer Kennedy repeatedly struck the victim in the throat area, the leg area, and with his elbow struck the victim under her left eye. Additionally, upon nearing Metro Airport, Officer Kennedy began driving at a high rate of speed, weaving in and out of traffic, and eventually losing control of the vehicle, which spun around on Interstate 94 and came to rest facing eastbound in the westbound lane of travel.

On June 28, 2004, the incident herein described was reported to the Professional Accountability Bureau, Internal Affairs Section. On June 30, 2004, a warrant request was presented to the Wayne County Prosecutor's Office.

On July 1, 2003, a warrant was issued against Officer Kennedy, charging him with "Aggravated Assault," contrary to MCL 750.81a. Aggravated Assault is a misdemeanor punishable by one (1) year in jail and/or a fine of \$1,000.00.

On July 21, 2004, Officer Kennedy appeared for pre-trial at the Thirty-Sixth District Court, Judge Jimmy Lee Gray, presiding. At that time, Officer Kennedy pled no contest to the aforementioned charge. Accordingly, Judge Gray sentenced Officer Kennedy to one (1) year reporting probation, 26 weeks of battering counseling, fines and costs, and ordered that Officer Kennedy have no contact with the victim.

On August 12, 2004, the victim reported to the Internal Affairs Section to file a complaint against Officer Kennedy. The victim indicated that Officer Kennedy had engaged in repeated and/or continuing contact with her that caused her to feel terrorized, frightened, intimidated, and/or harassed. The contact included death threats.

On that same date, Thirty-Sixth District Court issued a warrant for the arrest of Officer Kennedy for violation of probation. More specifically, the no

contact provision. Bond was set in the amount of \$15,000.00, cash/surety or 10%.

Also, on August 12, 2004, Officer Kennedy was arrested and conveyed to the Detroit Police Department, Sixth Precinct for processing. He was released after posting a bond.

On August 19, 2004, Officer Kennedy appeared before Judge Marylin E. Atkins, of Thirty-Sixth District Court, for a probation violation hearing. He was found guilty of violating his probation, and sentenced to serve 93 days in the Wayne County Jail.

Based on the above circumstances, it is recommended that Officer Kennedy be charged with, but not limited to the following violation of the Detroit Police Department Rules and Regulations:

CHARGE: CONDUCT UNPROFESSIONAL; CONTRARY TO THE LAW ENFORCEMENT CODE OF ETHICS, THIS BEING IN VIOLATION OF THE DETROIT POLICE DEPARTMENT MANUAL, SERIES 100, DIRECTIVE 102.3-5.7, CONDUCT UNBECOMING AN OFFICER, COMMAND 3.

Unless contravened by this Commission, the above suspension without pay will stand.

Exec. Dir. Goss stated oral arguments will waived for two weeks.

Comm. Holley asked is the only thing recommended for the person is without pay? Would this be subject to dismissal or...?

Exec. Dir. Goss stated that is a discipline matter.

Comm. Holley asked is the discipline handled by Internal Affairs?

Exec. Dir. Goss stated no, it is handled by the Disciplinary Administration Section.

Comm. Holley asked is that something that is handled between the police department and the union? Will it come before us?

Exec. Dir. Goss stated no, unless he appeals the dismissals.

Comm. Holley asked is it possible that all we are doing is basically determining whether or not he/she is getting paid while their on suspension?

Exec. Dir. Goss stated he is suspended now, with pay.

Comm. Holley asked is that the only jurisdiction we have?

Exec. Dir. Goss stated yes.

Comm. Holley asked is that all jurisdiction we have?

Exec. Dir. Goss stated for right now.

Comm. Holley asked if the outcome is that the person is recommended that they go back on the police department, does that mean as a Commissioner I don't have any jurisdiction over that?

Exec. Dir. Goss stated no, not that I know of.

Comm. Holley asked so I have jurisdiction if he appeals, but I have no jurisdiction if I disagree with the outcome of the decision?

(Atty. Hooks entered the conference room.)

Exec. Dir. Goss stated that is correct.

Vice-Chairperson Ramirez stated unless otherwise contravened by the Commission, we could either approve it or.... First of all, the arguments have been postponed for two weeks.

Atty. Hooks asked it two weeks or until next week?

Vice-Chairperson Ramirez stated two weeks.

Comm. Holley asked does that include all three suspensions?

Vice-Chairperson Ramirez stated right.

(Chairperson Blackwell entered the conference room.)

Comm. Holley stated I can decide whether the person should be paid or not while they are going through the process of being found guilty or not guilty, in terms of the discipline, as far as the police department is concerned. However, when the decision is made, then a person is put back on the police department after certain charges and so forth. He asked do I have any jurisdiction over that, unless it is only appealed to me when the officer disagrees.

Atty. Hooks asked when you say that the person will continue or not continue on the payroll, are you saying from this point until the time the arguments are made?

Comm. Holley stated I am really beyond the payroll. I am trying to decide whether a person could continue to be paid or not. However, once the disciplinary action is taken between the police department and the union or whatever they work for this police officer. If I disagree with what they work out, I don't have any jurisdiction to say that I think that this person should not be a police officer, if they decide that that person should be a police officer after the action.

Atty. Hooks stated it kind of sounds like there may be a mixing of apples and oranges. Because with a suspension, that is not considered a disciplinary action, that is strictly a.... What they look at, is the underlined conduct that led to the recommendation that is being presenting to you by the Chief. So that's one thing. After the suspension action has come to you, I guess completion, if you want to put it in that way, that the officer will be charged with conduct unbecoming or so forth and that starts a discipline track.

Comm. Holley stated or he may be vindicated.

Atty. Hooks stated exactly, he may be fully exonerated. Either no charges will be brought or after the disciplinary charges are dropped or he can even....

Comm. Holley asked as a Commissioner and on the organization chart, if I disagree with the final action, I have no jurisdiction as a Commissioner to say that I think that...?

Atty. Hooks stated it will come to you to be finalized only if the action has gone, they have changed it now, it used to be from a Chief's Hearing to a Trial Board and then after that finding by the Trial Board the member had the right to appeal to either the Board of Police Commissioners or to Arbitration. If it went to arbitration that was binding or the Board had no say so, if it came to you then you did have the right to decide whether or not you were going to uphold whatever was meted out at the Trial Board or to alter that in some way.

Comm. Holley stated I am appalled by the fact that I can only intervene or I can only have a part to play in this, if a police officer disagrees with it. If I disagree with the findings, I have no part to play. He asked is that true?

Atty. Hooks stated that is true.

Comm. Holley asked as a Board of Police Commissioner, I have Commission on one hand and no authority on the other. I feel like there are some decisions that I disagree with. He asked if a police officer disagrees and wants to appeal

to me, then who would I appeal to, if I disagree with the decision that they gave to the police officer?

Atty. Hooks stated the only time that you cannot intervene or step in, is if that police officer determines or decides that he wants to go to arbitration, you have no say over that.

Comm. Holley asked that if I, as a person that represents the community, disagrees with the final decision of the disciplinary action on this police officer, he/she goes back on the police force and I disagree with that decision.... That should be looked into because it is not fair to the community.

Atty. Hooks stated that might be an issue that we will have to explore, but as it stands now....

Comm. Holley asked am I making sense?

Vice-Chairperson Ramirez stated I understand what you are saying.

Chairperson Blackwell stated it's just not part of the authority of the Board of Police Commissioners, but I know what you are saying.

Comm. Holley stated that is how you get police officers, who perhaps should not be on the police force or back on the police force, then why am I here?

Atty. Hooks stated you still play a very important role?

Comm. Holley stated ya'll keep telling me that.

Atty. Hooks stated sometimes it is good to explore these other areas to see whether or not we need to step in or what we need to look at. But as it stands now, when it goes to binding arbitration, you don't have that.

There were no contravention's to the above suspension without pay.

On August 19, 2004, **Police Officer Michael Redmond**, badge 387, assigned to the Eleventh Precinct, was suspended without pay by Chief Ella M. Bully-Cummings.

On August 8, 2004, the Professional Accountability Bureau, Internal Affairs Section was notified of an allegation of misconduct on the part of Officer Redmond, who is currently suspended without pay. More specifically, the allegation concerned operating a motorcycle upon a public roadway within the city of Detroit in such a manner so as to disregard the safety of persons or property, and/or fail to obey direction of a police officer.

As a result, the Internal Affairs Section initiated an investigation, which revealed the following:

On August 8, 2004, at approximately 12:00 a.m., police officers assigned to the Detroit Police Department, Seventh Precinct Harbor Master Unit, were assigned to traffic control on Belle Isle. Due to the heavy motor vehicle traffic, the officers were positioned at or near Strand and Woodside directing the flow thereof. At that time, the officers observed the driver of a black motorcycle spin the rear tire causing a large cloud of smoke to be emitted therefrom. The officers then observed the driver of the motorcycle raise-up on one (1) wheel and continue down the roadway in that manner. A traffic stop was then effectuated. The driver of the motorcycle was asked for his driver's license, registration, and proof of insurance, to which he responded, "Yeah, right." The driver then fled from the scene at a high rate of speed, estimated at 55 MPH in a posted 20 MPH zone. The officers pursued the driver of the motorcycle in and around Belle Isle, as he continued at a high rate of speed, weaving through traffic, cutting off vehicles, and causing pedestrians to scramble. At one point, due to the high volume of motor vehicle traffic, the driver of the motorcycle jumped the curb on the MacArthur Bridge and continued to operate the motorcycle on the pedestrian walkway at speeds in excess of 60 MPH. Eventually, the officers were able to stop driver of the motorcycle by blocking his path of travel. Thereafter, the driver of the motorcycle was arrested and conveyed to the Seventh Precinct for processing. At that time, the driver of the motorcycle was identified as suspended Detroit Police Officer Michael Redmond. On that same date, Officer Redmond was charged with "Reckless Driving," contrary to MCL 257.626. Reckless driving is a misdemeanor punishable by 90 days in jail and/or a fine of \$100.00.

Officer Redmond was appointed to the Detroit Police Department on April 12, 1999.

On May 27, 2003, Officer Redmond's duty status with the Detroit Police Department (hereinafter Department) was suspended without pay stemming from an incident at the Zodiac Motorcycle Club, wherein he was acting as security at an illegal after hours establishment. In an arbitration decision, dated April 24, 2004, the suspension without pay was upheld.

Officer Redmond's history with the Detroit Police Department includes the following:

1. On November 18, 2001, Officer Redmond was present at Club 007, a licensed adult entertainment establishment, when Detroit police vice officers conducted a Michigan Liquor Control Commission inspection of the premises, which was operating after hours:

- Officer Redmond admitted that he was working as security at Club 007, where his cousin is the manager, that he was paid for this and that this work was without authorization of the Department;
 - Officer Redmond was given a direct order to discontinue employment, to which he responded that he would;
 - Department charges were brought against Officer Redmond in DAS 02-0329 wherein Officer Redmond was dismissed from the Department at a Chief's Disciplinary Hearing, after which, Officer Redmond's duty status was suspended with pay. The case proceeded to arbitration on March 31, 2004, and is pending a decision from the arbitrator.
2. On May 16, 2002, and again on May 25, 2002, Officer Redmond was observed at Club 007 directing patron vehicles, passing out car keys, and patrolling the immediate club area; standing at the entrance to club offices and controlling who could pass into that area. His vehicle was also observed at the club beyond 3:00 a.m., (i.e. after closing hours) on May 30, 2002:
 - On May 31, 2002, Officer Redmond indicated that he had not patronized Club 007 in the prior two weeks, and that he had not assisted in parking vehicles or providing security;
 - Department charges were brought against Officer Redmond in DAS 02-0615, wherein Officer Redmond was dismissed from the Department at a Chief's Disciplinary Hearing. After which, Officer Redmond's duty status was suspended with pay. This case is currently pending an arbitration hearing.
 3. On April 29, 2003, undercover Detroit police vice officers entered the Zodiac Motorcycle Club (an unlicensed blind pig) at 2:30 a.m., and observed Officer Redmond working security. The undercover officers returned on May 5, 2003, (vice raid) at 3:10 a.m., and again observed Officer Redmond working security. Officer Redmond was arrested and issued an ordinance misdemeanor violation for "Engage in Illegal Occupation (blind pig security)."
 - Officer Redmond was charged departmentally, and the case is currently pending a Police Trial Board hearing date.
 4. In May 2004, Officer Redmond failed to appear, as ordered, at the Professional Accountability Bureau, Internal Affairs Section for a Department interview conducted pursuant to provisions of Garrity.
 - Officer Redmond was charged departmentally, and the case is currently pending a Police Trial Board hearing date.

Based on the above circumstances, it is recommended that Officer Redmond be charged with, but not limited to the following violation of the Detroit Police Department Rules and Regulations:

CHARGE: CONDUCT UNPROFESSIONAL; CONTRARY TO THE LAW ENFORCEMENT CODE OF ETHICS, THIS BEING IN VIOLATION OF THE DETROIT POLICE DEPARTMENT MANUAL, SERIES 100, DIRECTIVE 102.3-5.7, CONDUCT UNBECOMING AN OFFICER, COMMAND 3.

Unless contravened by this Commission, the above suspension without pay will stand.

Exec. Dir. Goss stated oral arguments will waived for two weeks.

There were no contravention's to the above suspension without pay.

CITIZEN COMPLAINTS RECEIVED

	<u>This Week</u>	<u>Year to Date</u>
2004 - Weekly Count of Complaints:	30	1,069
2003 - Weekly Count of Complaints:	37	846

5. REPORT/PRESENTATION – CHIEF OF POLICE

DETROIT POLICE DEPARTMENT

REPORT TO THE BOARD OF POLICE COMMISSIONERS



BUILDING A SAFER DETROIT THROUGH COMMUNITY PARTNERSHIPS.

The Detroit Police Department is committed to uphold its mission to provide a safe environment for our residents and businesses. This effort is not possible without the joint commitment of the community and the Police Department. We

appreciate and value the role our citizens have played in helping us to take guns and drugs off the streets of the city of Detroit.

SPECIAL ENFORCEMENT ACTIONS

During the period of August 9th–17th, the *Narcotics Enforcement and Conspiracy Units* conducted 47 enforcement actions within the boundaries of the city of Detroit, resulting in the following arrests and confiscations:

- ◆ 26 Felony arrests
- ◆ 85 Misdemeanor arrests
- ◆ 6 Juvenile detained
- ◆ 6 Handguns confiscated
- ◆ 4 Long guns confiscated
- ◆ 6 Vehicle confiscated
- ◆ 292.8 Grams of cocaine, 27.7 grams of heroin, and 819.9 grams of marijuana - street value \$170,260.00
- ◆ \$314,698.00 U.S. currency

On August 11th – 15th, *The Gang Enforcement Section* and *The Vice Unit* conducted enforcement actions within the boundaries of the Third Precinct, resulting in the following arrests and citations:

- ◆ 76 Arrests for Disorderly Conduct-Flagging
- ◆ 11 Arrests for Admitting and Receiving
- ◆ 33 Offer to Engage
- ◆ 2 Carrying a Concealed Weapon
- ◆ 3 Aiding and Abetting
- ◆ 5 Cited for Urinating in Public
- ◆ 2 Cited for Indecent and Obscene Conduct
- ◆ 2 Handguns
- ◆ 39 Vehicles confiscated

Crime Statistics

City-wide, based on our 6-month report to the state, the overall reduction is 6.3%, and the violent crime reduction is 10.9%.



TAKING THE GUNS OFF THE STREET !



Total Guns Confiscated
Year-To-Date
2,488

FIFTH PRECINCT

On August 16th, **Officers of the 5th Precinct, while on a traffic stop for a speeding violation, observed the wooden butt of a handgun sticking out from under the passenger seat.** The subject could not produce proper identification or authorization to carry a concealed weapon. This subject was arrested for CCW-Motor Vehicle. During an Inventory Search of the vehicle a zip-lock bag containing suspected marijuana was also confiscated.

NINTH PRECINCT

On August 11th, Officers from the 9th, 11th, and 12th Precincts combined efforts and conducted a zero tolerance task force for prostitution in the 9th and 11th Precincts. **This combined effort resulted in 15 arrests for "Offer to Engage," 1 arrest for "Carrying a Concealed Weapon," the issuance of 31 Miscellaneous Ordinances, and the confiscation of 15 vehicles.**

TWELFTH PRECINCT

On August 17th, officers of the 12th Precinct, while on patrol in the area of Woodingham and John C. Lodge, observed a traffic violation. Upon investigation, **the officers observed the butt end of a handgun protruding from underneath the driver's seat.** Further investigation, resulted in the **driver being arrested for "Carrying a Concealed Weapon-Motor Vehicle" and the passenger being arrested for "Carrying a Concealed Weapon-Person."** Two blue steel automatic handguns were confiscated.

THE VIOLENT CRIMES TASK FORCE

On August 12th, 2-armed men robbed a store in the 9600 block of Harper, fatally wounding the owner and critically wounding an employee. **The Violent Crime Task Force (VCTF) assisted in the investigation and developed information as to the identity of the two wanted men. As a result, the VCTF, working in conjunction with the Federal Bureau of Investigations, tracked the men to Tupelo, Mississippi.** Both men were arrested and are currently awaiting extradition to Detroit.

In and Around the Community

On August 18th, **Officers from the Police Community Services Unit participated in the United Way and Project Safe Neighborhood's Violence Prevention Tour "It's a Family Affair,"** located at the Boys and Girls Club of Michigan, 20100 Schoenherr Road. **Nearly 300 children and their families were in attendance. Officers provided information on neighborhood watch programs, gun safety issues and handed out over 40 trigger gun locks.**

CHIEF OF POLICE ELLA M. BULLY-CUMMINGS

6. PRESENTATION – DISCIPLINARY ADMINISTRATION SECTION

Chairperson Blackwell stated the presentation for the Disciplinary Administration Section will be rescheduled at a later date.

7. APPROVAL OF GRANT

REQUEST CITY COUNCIL RESOLUTION REGARDING ACQUISITION OF SPEED MONITORING AWARENESS RADAR TRAILER BY THE NINTH PRECINCT

The Allstate Insurance Company has established a neighborhood-based safety program entitled, "Building Safe Blocks." The purpose of this program is: "To foster safer neighborhoods by encouraging community vitality and extend safety awareness and confidence to residents and visitors of city of Detroit."

The Ninth Precinct and the Ninth Precinct Community Relations Association applied for and received a grant, under the Building Safe Blocks program, for the Purchase of a speed monitoring radar with trailer and accessories, known as SMART (Speed Monitoring Awareness Radar Trailer). The deployment of the speed of their vehicles, will lead to voluntary compliance and significantly reduce the number of injuries and fatalities resulting from excessive speeds in Ninth Precinct business, residential, and school districts. The radar with trailer and accessories were purchased for **\$10,638.00**, and delivered to the Ninth Precinct.

MOTION: **Comm. Ramirez** made the motion to approve the above Grant.

SECOND: **Comm. Holley** seconded the motion.

VOTE: All in attendance voted in the affirmative.

8. OTHER BUSINESS

There was no other business.

9. ANNOUNCEMENT OF NEXT MEETING

Thursday, August 26, 2004, @ 3:00 p.m.
Police Headquarters
1300 Beaubien, Rm. 328-A
Detroit, MI 48226

10. ORAL COMMUNICATION FROM THE AUDIENCE

Marva Cochran voiced her concerns that the officers, who were acquitted of charges from the Third Precinct and Fourth Precinct, should be reinstated to their jobs.

Chairperson Blackwell stated I believe a few of them have been reinstated. He asked how many have been reinstated?

Vice-Chairperson Ramirez stated three were reinstated three weeks ago and three more are being reinstated.

Chief Bully-Cummings stated the three of the seven that went to trial and were found not guilty have been reinstated.

Chairperson Blackwell stated three of the seven officers have been reinstated and the other ones are still being evaluated.

Ms. Cochran also voiced concerns that the witnesses for the trial consisted of a prostitute, a murder and etc.

Ron Scott stated in regards to the witnesses, I would not readily suggest that anybody who has a previous circumstance, which might be viewed as negative by the community, that they have no social merit, veracity or cannot tell the truth.

11. ADJOURNMENT

The meeting was adjourned at 4:10 p.m.

Respectfully submitted,

DANTE' L. GOSS
Executive Director
Board of Police Commissioners

DLG/kdw